

OFFICE OF THE CITY CLERK

AUGUSTA, MAINE

June 21, 2002

Minutes of the regular City Council meeting held Monday, June 17, 2002 at 7:00 p.m., Council Chambers, City Center.

All members of the Council were present except Councilor Doore and Councilor Foster; Mayor Dowling presided.

A public hearing was held on a Malt, Spirituous & Vinous Liquor License (Order #246)

Public comments were held on items listed on the agenda.

OLD BUSINESS AND TABLED MATTERS

HAS BEEN READ AND PASSED, FINAL READING, AS AMENDED

236 ORDERED, That (1) the sum of \$500,000 be and hereby is appropriated for paying part of the costs of certain capital expenditures with respect to permanent improvements as follows:

(A) Dickman Street Parking Facility \$250,000

Includes but is not limited to design, acquisition, construction, reconstruction, demolition, equipping and improvement with respect to the Dickman Street parking facility and facilities or equipment functionally related and subordinate to the foregoing

(B) Winthrop Street Gingras Lot Parking Facility \$250,000

Includes but is not limited to design, acquisition, construction, reconstruction, demolition, equipping and improvement with respect to the Winthrop Street Gingras Lot parking facility and facilities or equipment functionally related and subordinate to the foregoing

Totals: \$500,000

The estimated period of utility for the foregoing permanent improvements is hereby declared to be in excess of eleven (11) years.

(2) To meet the aforesaid appropriation, the Assistant City Manager for Finance and Administration (herein Assistant City Manager) is hereby authorized and directed under and pursuant to Section 8 of Article VII of the City Charter and other enabling authority to prepare, issue and sell, at

OLD BUSINESS AND TABLED MATTERS (Con't)HAS BEEN READ AND PASSED, FINAL READING, AS AMENDED (Con't)

236 Continued

one time or from time to time, as one or more separate issues, general obligation serial bonds or notes of the City of Augusta in an aggregate principal amount not to exceed \$500,000. The date, denominations, interest rate or rates and all other particulars as to form, issue and sale of each issue of said bonds or notes shall be determined by the Assistant City Manager, provided that each issue of said bonds or notes shall be signed by the Assistant City Manager and by the Mayor, whose signature may be by facsimile, shall bear the City Seal or an authorized facsimile thereof, and shall mature in annual, serial and approximately equal installments, the first installment to be payable on or before December 31 of the year after the year in which said bonds or notes are issued, and the last installment to be payable not later than ten (10) years after the date for payment of the first installment. The bond issues authorized hereby may be consolidated for purposes of sale and issuance with each other and with any other authorized bond issue or issues, provided that the bonds of each component of the consolidated bonds shall mature over a term not longer than the term permitted by the City Charter for such component. The Assistant City Manager is authorized to sign such agreements, instruments and certifications as are required in connection with the issuance of the bonds.

(3) An amount sufficient for the payment of the annual installments of principal of and interest on said bonds or notes shall be included in the tax levy for each year during which any of such bonds or notes shall be outstanding until the debt represented by said bonds or notes is extinguished.

(4) The Assistant City Manager be and hereby is authorized to borrow at one time or from time to time in anticipation of the bonds or notes to be issued as herein authorized, when and as funds may be required, a sum or sums not exceeding the aggregate principal amount of said bond or note issue, and to prepare, issue and sell at public or private sale, the temporary note or notes of the City therefor and to renew the same as deemed advisable, provided that any such temporary note or renewal shall be paid within the maximum term permitted by law therefor. The Assistant City Manager is hereby authorized and directed, subject to the provisions of this Order and the applicable provisions of law, to sign and determine the date or dates of the note or notes (including renewal

OLD BUSINESS AND TABLED MATTERS (Con't)HAS BEEN READ AND PASSED, FINAL READING, AS AMENDED (Con't)

236 Continued

notes), the interest rate or rates they shall bear and all other details of things necessary and proper to effectuate the issue and sale thereof. The Assistant City Manager is authorized to sign such other agreements, instruments or certificates as are required in connection with the issuance of the notes.

(5) For purposes of U.S. Treasury Regulation subsection 1.150-2, the City reasonably expects (1) to incur debt to reimburse expenditures (including expenditures made within the last 60 days) temporarily advanced from funds currently held in the General Fund, such expenditures to be made to pay a portion of the cost of the foregoing permanent improvements and (2) that the maximum principal amount of debt to be issued by the City for the facilities described in this Order including for reimbursement purposes is \$500,000 and the Assistant City Manager is authorized to advance money from the General Fund of the City for payment of such costs.

Yeas: 7; Dowling, Sotir, Veilleux,
O'Brien, Mayo-Wescott, Koski, Lund
Nays: 0

NEW BUSINESSHAS BEEN READ, FIRST READING

247 BE IT ORDAINED, By the City Council of the City of Augusta as follows: That Chapter 4 of the Revised Code of Ordinances, 1990 as amended, be further amended by adding a new article entitled ARTICLE IV, WATERFOWL as follows: (attached).
(FIRST READING, NO VOTE REQUIRED)

HAS BEEN READ AND PASSED

240 ORDERED, That minutes of the City Council meetings held June 3, and 10, 2002 submitted by the City Clerk be approved.

Yeas: 7; Dowling, Sotir, Veilleux,
O'Brien, Mayo-Wescott, Koski, Lund
Nays: 0

NEW BUSINESS (Con't)HAS BEEN READ AND PASSED (Con't)

- 241 ORDERED, That Roll of Accounts #11 for the month of May 2002 in the amount of \$4,881,890.67 (warrants 213 through 237 inclusive) be approved.

Yeas: 7; Dowling, Sotir, Veilleux,
O'Brien, Mayo-Wescott, Koski, Lund

Nays: 0

- 242 ORDERED, That the report regarding the City's financial position through May 2002 be presented and accepted upon presentation.

Yeas: 7; Dowling, Sotir, Veilleux,
O'Brien, Mayo-Wescott, Koski, Lund

Nays: 0

- 243 ORDERED, That Mary Mayo-Wescott be appointed to the Capitol Planning Commission, in accordance with 5 M.R.S.A. Section 298; said term to expire June 11, 2003.

Yeas: 7; Dowling, Sotir, Veilleux,
O'Brien, Mayo-Wescott, Koski, Lund

Nays: 0

- 244 ORDERED, That the City of Augusta property taxes for the fiscal year 2003 shall be due and payable at the Office of the City Tax Collector as follows:

ONE HALF shall be due on September 13, 2002

ONE HALF shall be due on March 14, 2003

with interest being charged on any amount outstanding commencing one (1) day after the due date at a rate of 8.75% per annum.

Yeas: 7; Dowling, Sotir, Veilleux,
O'Brien, Mayo-Wescott, Koski, Lund

Nays: 0

NEW BUSINESS (Con't)HAS BEEN READ AND PASSED (Con't)

- 245 ORDERED, That pursuant to the authorization granted by the City Code of Ordinances, the City Council hereby sets Licensing Fees FY2003 and until hereafter changed, establishes the following fees (attached) to be posted and administered by the City Clerk's office.

Yeas: 7; Dowling, Sotir, Veilleux,
O'Brien, Mayo-Wescott, Koski, Lund

Nays: 0

- 246 ORDERED, That the following application for Malt, Spirituous & Vinous Liquor License be approved:

KLP Management LLC, d/b/a Bravos, 15 Bangor Street, Augusta

Yeas: 7; Dowling, Sotir, Veilleux,
O'Brien, Mayo-Wescott, Koski, Lund

Nays: 0

- 246A ORDERED, That the City Council enter into Executive Session to discuss:

1) a legal matter; and

2) a personnel matter.

Yeas: 7; Dowling, Sotir, Veilleux,
O'Brien, Mayo-Wescott, Koski, Lund

Nays: 0

Respectfully submitted,

Cheryl A. Frith
City Clerk